

Burgess, Mary V. Burgess, Eula R. Baird, as the children and heirs at law of the said Brice W. W. Burgess.

And the said Nancy Burgess by her last will and testament dated February 21st A.D. 1890, and duly recorded in the Office of the Register of Wills for Frederick County, in Liber J.K. W. No. 1, folio one of the Records of Wills, of said County, as by reference thereto will appear, devised all her right, title and interest in and to all of the said tracts or parts of tracts of land hereby conveyed, which she had inherited from the said Rachel, Elizabeth Tomasion, Mary, Ann, Rebecca Burgess, to Mary V. Burgess and Eula R. Baird absolutely.

And for the second tract or parcel hereby conveyed described as follows, that is to say; lying and being in Liberty District Frederick County, State of Maryland, All that part of a tract of land called "Bare Hill," and beginning for the said part at a stone planted for the end of the 2d line of the whole tract called "Bare Hill," and running thence with the outlines of said two lines, viz: South 80 degrees West 160 perches to a planted stone, then due South 34 perches to a planted stone, then by a line of division now made and running, across the tract, North 53 and one half degrees East 73 and two tenths perches to the first place of beginning, containing 6 acres 1 rood and 4 square perches of land more or less. It being the same tract or parts of tracts of land described in a deed from Jesse Tyson and James W. Tyson, Executors of Isaac Tyson deceased, to Brice W. W. Burgess, dated April 12th A.D. 1879, and recorded in Liber T.G. No. 11 folio 626, one of the Land Records for Frederick County as by reference thereto will more fully appear; and being part of the same tracts or parcels of land, that upon the death of Brice W. W. Burgess, intestate, descended to and vested in Annie E. Burgess, Mary V. Burgess and Eula R. Baird, as his children and heirs at law.

Subject nevertheless to this condition and restriction, to wit that the said grantee and those claiming under or through him shall not use or disturb the surface of that part of the granted premises lying at the Western portion of the parcels hereby conveyed, enclosed by a post and rail fence and contained within an area of fourteen hundred square feet more or less, and now used as a Graveyard, so long as the remains of persons buried there continue to repose there.

~~...monuments with the buildings and improvements thereupon~~